OIPE	IN THE UNITED STATES PATENT	Γ AN	D TRADEMARK OFFICE
DEC 2.9 1003	In re patent application of: T. Andrew Simonton)	Before the Examiner: Thomas Sweet
A THE BENEFIT OF THE PARTY OF T	Application Serial No.: 10/766,167)	Group Art Unit: 3738
	Filed: January 28, 2004)	Ref. No. MSDI-556/PC947.00
	SYSTEMS AND TECHNIQUES FOR RESTORING AND MAINTAINING VERTEBRAL ANATOMY)))	December 27, 2005

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement dated October 24, 2005, please enter and consider the following remarks. An extension of time and fee for the same for one month to and including December 27, 2005, the first business day following December 24, 2005, is enclosed herewith. No additional extensions of time or fees are believed due. However, please provide any additional extensions of time that may be necessary and charge any additional fees which may be necessary to Deposit Account No. 12-2424, but not to include any payment of issue fees.

> I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope with sufficient postage addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 27, 2005.

> > Douglas A. Collier me of Registered Representative

December 27, 2005 Date of Signature

Response to Restriction Requirement Serial. No. 10/766,167 Atty. Docket No. MSDI-556/PC947.00

Page 1 of 2